Case 13-23433-CMG Doc 135 Filed 01/13/17 Entered 01/14/17 00:38:43 Desc Imaged Certificate of Notice Page 1 of 3

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Order Filed on January 11, 2017 by Clerk U.S. Bankruptcy Court District of New Jersey

## UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

In re:

Chapter 11

Charles J. Orlando,

Case No. 13-23433-CMG

Debtor.

Judge: Christine M. Gravelle

# ORDER REOPENING CASE AND GRANTING MOTION FOR RECONSIDERATION OF ORDER COMPELLING SECURED CREDITOR TO COMPLY WITH CONSENT ORDER ENTERED MAY 22, 2015 PURSUANT TO FRCP 59(e) AND FRCP 60

The relief set forth on the following pages, number two (2) through two (2) is hereby

**ORDERED** 

**DATED: January 11, 2017** 

Honorable Christiné M. Gravelle United States Bankruptcy Judge Debtor: Charles J. Orlando Case No.: 13-23433-CMG

Caption of Order: ORDER REOPENING CASE AND GRANTING MOTION FOR RECONSIDERATION OF ORDER COMPELLING SECURED CREDITOR TO COMPLY WITH CONSENT ORDER ENTERED MAY 22, 2015 PURSUANT TO FRCP 59(e) AND FRCP 60

THIS MATTER having been opened to the Court upon the motion of JPMorgan Chase Bank, N.A. as servicing agent for Wells Fargo Bank, National Association, successor by merger to Wells Fargo Bank Minnesota, National Association as Trustee, f/k/a Norwest Bank Minnesota, National Association, as Trustee for SACO1 Inc. Mortgage Pass-Through Certificates, Series 1999-3 ("Movant"), by filing a Motion for Reconsideration, and for good cause shown for the entry of this Order, it is hereby ordered that:

- 1. This bankruptcy case is reopened for the limited purposes of addressing the Motion for Reconsideration;
- 2. Movant's Motion for Reconsideration is granted;
- 3. The Order Compelling Secured Creditor's Compliance at docket entry #119 is hereby vacated *ab initio*;
- 4. The Consent Order entered at docket entry #85 is hereby deemed to permit to interest to be assessed on the entire sum of \$414,917.22 to accrue at a rate of 5.5% beginning of May 6, 2015.

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In re: Charles J. Orlando Debtor

Case No. 13-23433-CMG

Chapter 11

### CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 1 Date Rcvd: Jan 11, 2017

Form ID: pdf903 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 13, 2017.

db +Charles J. Orlando, PO Box 268, Annandale, NJ 08801-0268

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

Albert Russo (NA)

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 13, 2017 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 11, 2017 at the address(es) listed below:

on behalf of Trustee Albert Russo docs@russotrustee.com Andrew L. Spivack on behalf of Creditor Wells Fargo Bank, National Association, successor by merger to Wells Fargo Bank Minnesota, National Association, as Trustee, f/k/a Norwest Bank Minnesota, National Association, as Trustee for SACO1 In nj.bkecf@fedphe.com Carol L. Knowlton on behalf of Debtor Charles J. Orlando cknowlton@gorskiknowlton.com on behalf of Creditor Wells Fargo Bank, National Association, successor by Denise E. Carlon merger to Wells Fargo Bank Minnesota, National Association, as Trustee, f/k/a Norwest Bank Minnesota, National Association, as Trustee for SACO1 In bankruptcynotice@zuckergoldberg.com,

bkgroup@kmllawgroup.com on behalf of U.S. Trustee United States Trustee Jeffrey M. Sponder

jeffrey.m.sponder@usdoj.gov, jeffrey.m.sponder@usdoj.gov Melissa N. Licker on behalf of Creditor JPMorgan Chase Bank, N.A. as servicing agent for Wells Fargo Bank, National Association, successor by merger to Wells Fargo Bank Minnesota, National Association as Trustee, f/k/a Norwest Bank Minnesot NJ\_ECF\_Notices@buckleymadole.com Melissa N. Licker on behalf of Creditor JPMorgan Chase Bank, National Association NJ\_ECF\_Notices@buckleymadole.com

Melissa N. Licker on behalf of Creditor Wells Fargo Bank, National Association, successor by merger to Wells Fargo Bank Minnesota, National Association, as Trustee, f/k/a Norwest Bank Minnesota, National Association, as Trustee for SACO1 Inc NJ\_ECF\_Notices@buckleymadole.com

Richard P. Haber on behalf of Creditor JPMorgan Chase Bank, N.A. as servicing agent for Wells Fargo Bank, National Association, successor by merger to Wells Fargo Bank Minnesota, National Association as Trustee, f/k/a Norwest Bank Minnesot rich.haber@buckleymadole.com,  $\verb|NJ_ECF_Notices@buckleymadole.com| \\$ 

on behalf of Creditor Robert W. Mopsick United States of America, Internal Revenue Service Robert.W.Mopsick@IRSCOUNSEL.TREAS.GOV

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 11